STATUTORY INSTRUMENTS.

S.I. No. 93 of 2023

STUDENT SUPPORT REGULATIONS 2023
I, SIMON HARRIS, Minister for Further and Higher Education, Research, Innovation and Science, in exercise of the powers conferred on me by sections 4, 7, 8, 14 and 14A of the Student Support Act 2011 (No. 4 of 2011) and the Further and Higher Education, Research, Innovation and Science (Transfer of Departmental Administration and Ministerial Functions) Order 2020 (S.I. No. 451 of 2020), having consulted with the Higher Education Authority, and with the consent of the Minister for Public Expenditure, NDP Delivery and Reform, hereby make the following regulations:

Citation and commencement

1. (1) These Regulations may be cited as the Student Support Regulations 2023.

(2) These Regulations shall come into operation on 7th March 2023.

Interpretation

2. (1) In these Regulations—

“Act” means the Student Support Act 2011 (No. 4 of 2011);

“national framework of qualifications” means the framework of qualifications established and maintained pursuant to section 7 of the Qualifications (Education and Training) Act 1999 (No. 26 of 1999);

“postgraduate course” is a course leading to a major higher education and training award at Level 8 (Higher Diploma), Level 9 (Postgraduate Diploma, Master Degree), Level 10 (Doctoral Degree) on the national framework of qualifications, or equivalent awards;

“prior scheme” means the Higher Education Grants (HEG) Scheme made pursuant to the Local Authorities (Higher Education Grants) Acts 1968 to 1992 or the schemes administered by a Vocational Education Committee, namely the Vocational Education Committees (VEC) Scholarship Scheme, the Third Level Maintenance Grants Scheme for Trainees (TLT) and the Maintenance Grants Scheme for Students attending Post-Leaving Certificate (PLC) courses;

“relevant specified jurisdiction” means the United Kingdom as respects the class of person standing prescribed by virtue of paragraph (3) of Regulation 5;

“undergraduate course” means a course leading to a major higher education and training award at Level 6 (Higher Certificate), Level 7 (Ordinary Bachelor Degree), Level 8 (Honours Bachelor Degree) on the national framework of qualifications, or equivalent awards, other than a course known for the time being as a post-leaving certificate course.

Notice of the making of this Statutory Instrument was published in “Iris Oifigiúil” of 10th March, 2023.
A word or expression which is used in these Regulations and which is also used in the Act has, unless the context otherwise requires, the same meaning in these Regulations as it has in the Act.

A reference in these Regulations to a Regulation is to a Regulation of these Regulations, unless it is indicated that reference to some other Regulations is intended.

A reference in these Regulations to a paragraph or subparagraph is to the paragraph or subparagraph of the provision in which the reference occurs, unless it is indicated that reference to some other provision is intended.

A reference in these Regulations to a Schedule is to a Schedule to these Regulations, unless it is indicated that reference to some other Regulations is intended.

Approved institutions

3. (1) The institutions listed in Schedule 1 are “approved institutions” under section 7(1)(a) to (d) of the Act.

(2) The institutions listed in Schedule 2 are prescribed as “approved institutions” for the purposes of section 7(1)(f) and (2) of the Act.

Approved courses

4. The following courses are prescribed as “approved courses” for the purposes of section 8(1)(c) of the Act—

  (a) full-time courses, known as “post-leaving certificate courses”—
      (i) that take not less than one year to complete;
      (ii) that are provided by an approved institution that comes within the terms of section 7(1)(d) of the Act and listed in Part C of Schedule 1;
      (iii) that are approved for funding by SOLAS as post-leaving certificate courses; and
      (iv) on the successful completion of which, a student is awarded a major education and training award which is a recognised qualification that is not at a lower level than Level 5 in the framework of qualifications;
  
  (b) the following full-time undergraduate courses, on the successful completion of which a student is awarded a major higher education and training award which is a recognised qualification pursuant to the framework of qualifications—
      (i) a course that takes not less than two years to complete and is provided by an approved institution that comes within the terms of section 7(1)(a), (b), (ba) or (c) of the Act and is listed in Part A or B of Schedule 1;
(ii) a course at Level 6 in the framework of qualifications that takes one year to complete and is provided by an approved institution that comes within the terms of section 7(1)(b), (ba) or (c) of the Act and is listed in Part B of Schedule 1;

(iii) a course that takes not less than two years to complete and is provided by an approved institution listed in Part A of Schedule 2;

(iv) a course that takes not less than two years to complete and is listed in Part B of Schedule 2, along with the approved institution providing it;

(v) a course, known for the time being as an “add-on course”, that is provided by an approved institution that comes within the terms of section 7(1)(a), (b), (ba) or (c) of the Act and is listed in Part A or B of Schedule 1 and that takes—

(I) one year to complete and allows persons to progress to an undergraduate course leading to a qualification at Level 7 in the framework of qualifications, or

(II) a minimum of one year to complete and allows persons to progress to an undergraduate course leading to a qualification at Level 8 in the framework of qualifications;

(vi) a course, known for the time being as an “add-on course”, that is provided by an approved institution listed in Part A of Schedule 2 and that takes—

(I) one year to complete and allows persons to progress to an undergraduate course leading to a qualification at Level 7 in the framework of qualifications, or

(II) a minimum of one year to complete and allows persons to progress to an undergraduate course leading to a qualification at Level 8 in the framework of qualifications;

(vii) a course, known for the time being as an “add-on course”, that is listed in Part B of Schedule 2, along with the approved institution providing it, and that takes—

(I) one year to complete and allows persons to progress to an undergraduate course leading to a qualification at Level 7 in the framework of qualifications, or

(II) a minimum of one year to complete and allows persons to progress to an undergraduate course
leading to a qualification at Level 8 in the framework of qualifications;

(viii) a course, known for the time being as an “accelerated technician programme”, that takes eighteen months to complete and is provided by an approved institution that comes within the terms of section 7(1)(b) of the Act and listed in Part B of Schedule 1;

(c) a full-time undergraduate course that—

(i) takes not less than 2 years to complete;

(ii) is provided by an approved institution in a Member State, other than the State, or in a relevant specified jurisdiction that comes within the terms of section 7(1)(e) or (f) of the Act; and

(iii) leads to a major higher education and training qualification that is recognised—

(I) in a manner, provided for by the laws of the Member State, or the relevant specified jurisdiction, as the case may be that corresponds to the arrangements, procedures and systems of the framework of qualifications, or

(II) otherwise in accordance with the laws of the Member State, or the relevant specified jurisdiction, as the case may be.

(d) the following full-time postgraduate courses in the State, on the successful completion of which a student is awarded a major higher education and training award which is a recognised qualification pursuant to the framework of qualifications—

(i) a course that takes not less than one year to complete and is provided by an approved institution that comes within the terms of section 7(1)(a), (b), (ba) or (c) of the Act and listed in Part A or B of Schedule 1;

(ii) a course that takes not less than one year to complete and is provided by an approved institution listed in Part A of Schedule 2;

(iii) a course that takes not less than one year to complete and is listed in Part B of Schedule 2, along with the approved institution providing it;

(e) a full-time postgraduate course that—

(i) takes not less than one year to complete;

(ii) is provided by an approved institution that comes within the terms of section 7(1)(e) of the Act and is situated in Northern Ireland;

(iii) is listed in Schedule 3; and
(iv) leads to a major higher education and training qualification that is recognised—

(I) in a manner, provided for by the laws of Northern Ireland, that corresponds to the arrangements, procedures and systems of the framework of qualifications, or

(II) otherwise in accordance with the laws of Northern Ireland; and

(f) a course approved under this paragraph which was a course approved under a prior scheme for the 2010/11 academic year shall be taken to be a course, on the successful completion of which a student is awarded a recognised qualification within the meaning of paragraph 4(a)(iv), (b) and (d).

Prescribed students

5. (1) The following family members are prescribed for the purposes of section 14(1)(d) of the Act—

(a) a person who is a family member of a person referred to in section 14(1)(a) of the Act and has permission to remain in the State as a family member of such person under the provisions of the European Communities (Free Movement of Persons Regulations) 2006 and 2008 and Directive 2004/38/EC of the European Parliament and of the Council of 29 April 2004; and

(b) a person who has permission to remain in the State—

(i) by virtue of marriage to, or a civil partnership with, an Irish national residing in the State, or

(ii) as a dependent child of a person coming within clause (i) or

(iii) as a dependent child of a person who has acquired Irish Citizenship by naturalization, residing in the State.

(2) The following classes of persons are prescribed for the purposes of section 14(1)(e)(ii) of the Act—

(a) a person in respect of whom the Minister for Justice and Equality has granted humanitarian leave to remain in the State under any enactment for the time being in force;

(b) a person granted permission to reside in the State under Section 49 of the International Protection Act 2015 (No.66 of 2015);

(c) a person in respect of whom the Minister for Justice and Equality has granted permission to remain following a determination not to make a deportation order under section 3 of the Immigration Act 1999 (No. 22 of 1999); and
(d) a person, pursuant to the European Union (Subsidiary Protection) Regulations 2013 (S.I. No. 426 of 2013)-

(i) who is a person eligible for subsidiary protection and in relation to whom a subsidiary protection declaration is in force and to whom a permission to reside within the State has been granted pursuant to those Regulations; or

(ii) to whom the Minister for Justice and Equality has granted permission to enter and reside in the State pursuant to Regulation 25 of those Regulations; or

(iii) to whom the Minister for Justice and Equality has granted permission to reside in the State pursuant to Regulation 26 of those Regulations.

(e) a child of a Turkish national in respect of whom the Minister for Justice has granted a permission to reside and who, in accordance with Article 9 of Decision 1/80 of the Association Council made pursuant to the Ankara Agreement 1963, is residing with their parents, who are or have been legally employed within the State and can satisfy the conditions relating to employment laid down in Articles 6 and 7 of Decision 1/80.

(3) The following class of person is prescribed for the purposes of paragraph (aa) of section 14(1) of the Act, namely a person who is a national of the United Kingdom.
SCHEDULE 1

Approved institutions

PART A

Atlantic Technological University
Dublin City University
Maynooth University - Ireland
Munster Technological University
National University of Ireland, Dublin
National University of Ireland - University College Cork
National University of Ireland - University of Galway
Trinity College Dublin
Technological University Dublin
Technological University of the Shannon: Midlands and Midwest
South East Technological University
University of Limerick

PART B

Dundalk Institute of Technology
Dun Laoghaire Institute of Art, Design and Technology
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<tr>
<td>76514K</td>
<td>Carlow Institute of Further Education and Training, Mortarstown Upper, Carlow, R93 X0FX</td>
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<tr>
<td>91356F</td>
<td>Tullow Community School, The Mullawn, Tullow, Co. Carlow, R93 DT20</td>
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<td></td>
<td><strong>CAVAN</strong></td>
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<tr>
<td>76087R</td>
<td>Cavan Institute, Cathedral Road, Co. Cavan, H12 E426</td>
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<td></td>
<td><strong>CLARE</strong></td>
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<tr>
<td>62000W</td>
<td>Mary Immaculate Secondary School, Lisdoonvarna, Co. Clare, V95 R2AW</td>
</tr>
<tr>
<td>70840Q</td>
<td>Ennistymon Vocational School, Glencree, Ennistymon, Co. Clare, V95 P991</td>
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<tr>
<td>n/a</td>
<td>College of Further Education and Training – Ennis Campus, Clonroad Business Park, Clonroad, Ennis, Co. Clare V95 KT95</td>
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<tr>
<td>n/a</td>
<td>College of Further Education and Training – Ennistymon Campus, Church Street, Ennistymon, Co. Clare V95 CX65</td>
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<tr>
<td>91448K</td>
<td>Kilrush Community School, Kilrush, Co. Clare, V15 KT04</td>
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<td><strong>CORK</strong></td>
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<tr>
<td>70910L</td>
<td>Kinsale College, (St. Brogan's College), Bandon Road, Kinsale, Co. Cork, P17 NN67</td>
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<td>71030J</td>
<td>McEgan College, Macroom, Co. Cork, P12 E291</td>
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<td>71050P</td>
<td>St. Colman's Community College, Midleton, Co. Cork, P25 W658</td>
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<td>71120K</td>
<td>Morrison Island Campus, Cork College of FET, Morrison Island, Cork, T12 H685</td>
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<td>n/a</td>
<td>Cork College of Commerce, Morrison Island, Cork, T12 H685</td>
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<tr>
<td>n/a</td>
<td>St John's Central College, Sawmill Street, Cork, T12 DW32</td>
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<td>71121M</td>
<td>Douglas St Campus, Cork College of FET, Sawmill St., Cork, T12 DW32</td>
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<td>Coláiste Stiofain Naofa, Tramore Road, Cork, T12 AC91</td>
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<td>Coláiste Pobail Bheanntraí, Bantry, Co. Cork, P75 TE27</td>
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<td>Mallow College of Further Education, West End, Annabella, Mallow, Co. Cork, P51 P732</td>
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**DONEGAL**

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<td>Errigal College, Windyhall, Letterkenny, Co. Donegal, F92 FC82</td>
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<td>Finn Valley College, Stranorlar, Co. Donegal, F93 AE27</td>
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<td>FET Centre Buncrana, Shore Road, Buncrana, Co. Donegal F93 ND23</td>
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<td>Deansrath Community College, Westbourne Rise, Clondalkin, Dublin 22, D22 RY77</td>
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<td>Collinstown Park Community College, Rowlagh, Clondalkin, Dublin 22, D22 X458</td>
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<td>Dún Laoghaire Further Education Institute (DFEI), 17 Cumberland St., Dún Laoghaire, Co. Dublin, A96 EP44</td>
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</table>
Dundrum College of Further Education, Main Street, Dundrum, Dublin 14, D14 HD83

Sallynoggin College of Further Education, Pearse St, Sallynoggin, Co. Dublin, A96 KV84

Stillorgan College of Further Education, Old Dublin Rd, Stillorgan, Co. Dublin, A94 P861

Greenhills Community College, Limekiln Avenue, Greenhills, Dublin 12, D12 DP8W

The Donahies Community School, Streamville Rd, Dublin 13, D13 YN77

DUBLIN CITY

Crumlin College of Further Education, Crumlin Rd, Dublin 12, D12 K5CE

Coláiste Ide, College of Further Education, Cardiffsbridge Road, Finglas, Dublin 11, D11 N402

Inchicore College of Further Education, Emmet Road, Dublin 8, D08 PX93

Killester College, Collins Ave East, Dublin 5, D05 TW21

Marino College, 14 - 20 Marino Mart, Fairview, Dublin 3, D01 Y160

Rathmines College of Further Education, Town Hall, Rathmines, Dublin 6, D06 A215

Ballsbridge College of Further Education, Shelbourne Rd, Dublin 4, D04 R201

Pearse College, Clogher Rd, Crumlin, Dublin 12, D12 CR22

Plunket College, Swords Road, Whitehall, Dublin 9, D09 C94K

Whitehall College of Further Education, Mobhi Road, Glasnevin, Dublin 9, D09 XP65

Liberties College, Bull Alley Street, Liberties, Dublin 8, D08 A8NO

Ballyfermot College of Further Education, Ballyfermot Rd, Dublin 10, D10 TX46

Coláiste Dhulaigh College of Further Education, Clonshaugh Road, Coolock, Dublin 17, D17 KH66
GALWAY

62900M  Coláiste Mhuire, Ballygar, Co. Galway, F42 D265
62930V  St Cuan’s College, Castleblakeney, Ballinasloe, Co. Galway, H53 AN80
71270G  Clarin College, Athenry, Co. Galway, H65 KC65
71290M  Coláiste an Chreagáin, Mountbellew, Co. Galway, H53 XT54
71340B  Galway Technical Institute, Fr. Griffin Rd, The Claddagh, Galway, H91 KA49
71400Q  Galway Community College, Moneenageisha, Galway, H91 K642
91514U  Glenamaddy Community School, Church Street, Glenamaddy, Co. Galway, F45 KF50

KERRY

n/a  Kerry College of Further Education and Training - Listowel Campus, Upper Church Street, Listowel, Co. Kerry, V31 WD34
n/a  Kerry College of Further Education and Training - Clash Road Campus, Clash Road, Tralee, Co. Kerry, V92 Y991
n/a  Kerry College of Further Education and Training – Denny Street Campus, 5-8 Denny Street, Tralee, Co. Kerry, V92 Y751
n/a  Kerry College of Further Education and Training – Monavalley Campus, Monavalley Industrial Estate, Tralee, Co. Kerry, V92 PW50
n/a  Kerry College of Further Education and Training – Killorglin Campus, Cappanlea, Caragh Lake, Killorglin, Co. Kerry, V93 EY00

KILDARE

70680U  St. Conleth’s Community College, Station Rd, Newbridge, Co. Kildare, W12 C432
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<td>LONGFORD</td>
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<td>Templemichael College</td>
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<td>O'Fiach College, Hoey’s Lane</td>
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MAYO

64660F Sancta Maria College, Louisburgh, Co. Mayo, F28 NY64

72020L Moyne College, Ballina, Co. Mayo, F26 W884

n/a Westport College of Further Education, Newport Road, Westport, Co. Mayo, F28 TP82

76060U Castlebar College of Further Education (Davitt College), Newtown, Castlebar, Co. Mayo, F23 EW84

72160E Mayo College of Further Education and Training, Newtown, Castlebar, Co. Mayo, F23 EW84

MEATH

76374U Dunboyne College of Further Education, Dunboyne Business Park, Dunboyne, Co. Meath, A86 FH01

MONAGHAN

76095Q Monaghan Institute, Education Campus, Armagh Road, Monaghan, H18 FY94

OFFALY

41169W Tullamore Further Education & Training Centre, Castle Buildings, Tara Street, Tullamore, Co. Offaly, R35 E9K8

n/a Birr Further Education and Training Centre, Townsend Street, Birr, Co. Offaly R42 W902

ROSCOMMON

68325L Coláiste Chiaráin, Summerhill, Athlone, Co. Roscommon, N37 AH97

SLIGO

65150K Jesus and Mary Secondary School, Enniscrone, Co. Sligo, F26 WR83

65181V Mercy College, Chapel Hill, Sligo, F91 CF80

72350J North Connaught College, Tubbercurry, Co. Sligo, F91 X883

72360M Ballinode College/Sligo College of Further Education, Clarion Road, Ballinode, Sligo, F91 DY66
TIPPERARY

72420E Central Technical Institute, The Mall, Clonmel, Co. Tipperary, E91 K2E2

72440K Nenagh College of Further Education, Dromin Road, Nenagh, Co. Tipperary, E45 VF51

72470T Templemore College of Further Education, Richmond, Templemore, Co. Tipperary, E41 FF98

72480W St. Ailbe’s Secondary School, Rosanna Road, Tipperary Town, Co. Tipperary, E34 H596

72490C Coláiste Mhuire Co-Ed, Castlemeadows, Thurles, Co. Tipperary, E41 W678

76069P Coláiste Phobal Ros Cré, Corville Road, Roscrea, Co. Tipperary, E53 V449

n/a Tipperary Community Services Centre, Michael Street, Tipperary Town, Co. Tipperary E34 KI56

WATERFORD

72220T Dungarvan College, Youghal Road, Dungarvan, Co. Waterford, X35 PV34

72240C Waterford College of Further Education, Parnell Street, Waterford, X91 VKT9

WESTMEATH

71450I Mullingar Community College, Millmount Road, Mullingar, Co. Westmeath, N91 TC59

91501L Moate Business College (Community School), Lake Road, Moate, Co. Westmeath, N37 WK44

WEXFORD

71630K Enniscorthy Community College, Milehouse Road, Enniscorthy, Co. Wexford, Y21 YX56

71650Q Coláiste an Atha, Kilmuckridge, Gorey, Co. Wexford, Y25 C952

71660T Kennedy College, New Ross, Co. Wexford, Y34 YW08

71680C Selskar College, Westgate, Wexford, Y35 RY27
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<td><strong>WICKLOW</strong></td>
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<tr>
<td>70770V</td>
<td>Bray Institute of Further Education (St Thomas' Community College),</td>
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<td>Novara Avenue, Bray, Co. Wicklow, A98 ND89</td>
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SCHEDULE 2
Approved institutions and courses

PART A
National College of Art & Design, Dublin
National College of Ireland, Dublin
Marino Institute of Education, Dublin
Mary Immaculate College, Limerick
St. Angela’s College, Lough Gill, Sligo

PART B
Pontifical University of Maynooth
In respect of the following undergraduate courses:
   — Hons. Bachelor’s Degree in theology [3 years]
   — Hons. Bachelor Degree in Theology and Arts [3 years]
   — Hons. Bachelor Degree in Theology & Arts International [4 years]
In respect of the following postgraduate courses:
   — MA Degree in Theology [1 year]
   — MA Degree in Theology [2 years]
   — Doctoral Degree of PhD in Theology [3 years]

Carlow College (St. Patrick’s)
In respect of the following undergraduate courses:
   — BA (Ordinary) in Applied Social Studies (Professional Social Care) [3 years]
   — BA (Hons) in Applied Social Studies (Professional Social Care) [1 year add-on]
   — BA (Ordinary) in Arts and Humanities [3 years]
   — BA (Hons) in Arts and Humanities [4 years]
   — BA (Hons) in Social, Political and Community Studies [4 years]
   — BA (Hons) in English and History [4 years]
In respect of the following postgraduate courses:
   — MA English by Research [2 years]
   — MA Philosophy by Research [2 years]
   — MA History by Research [2 years]
   — MA Religion/Theology by Research [2 years]
Royal College of Surgeons in Ireland
In respect of the following undergraduate courses:
— MB, BCh, BAO (LRCP, SI) [5 years]
— MB BCh, BAO, (LRCP, SI) [6 years]
— BSc (Hons) in Pharmacy [4 years]
— BSc (Hons) in Physiotherapy [4 years]
— BSc (Hons) in Advanced Therapeutic Technologies [4 years]
In respect of the following postgraduate courses:
— Doctor of Philosophy (PhD) [4 years]
— Medical Doctorate (MD) [2 years]
— MSc by Research [2 years]
— Master of Pharmacy (M Pharm) (1 year)

St. Nicholas Montessori College
In respect of the following undergraduate courses:
— B.Ed. in Montessori Education (Level 7)
— B.Ed. in Montessori Education (Level 8)
— B.A. (Hons) in Montessori Education (Level 8)

The Honorable Society of Kings Inns
In respect of the following postgraduate course:
— Barrister-at-Law Degree [1 year]

The Law Society of Ireland, Blackhall Place
In respect of the following postgraduate course:
— Professional Practice Course (PPC)
  • Part I
  • Part II
— Professional Practice Course (PPC) [1 year full-time campus attendance]
Regulations 4.

SCHEDULE 3
Approved Postgraduate Courses in Northern Ireland

Queen’s University, Belfast
Full-time postgraduate course of not less than one year duration

University of Ulster
Full-time postgraduate course of not less than one year duration

St Mary’s College of Education, Belfast
Postgraduate Certificate in Education (Irish Medium)

Stranmillis College, Belfast
Postgraduate Certificate in Education
The Minister for Public Expenditure, NDP Delivery and Reform consents to the making of the foregoing Regulations.

GIVEN under the Official Seal of the Minister for Public Expenditure, NDP Delivery and Reform, 7 March, 2023.

PASCHAL DONOHOE,
Minister for Public Expenditure, NDP Delivery and Reform.

GIVEN under my Official Seal,
7 March, 2023.

SIMON HARRIS,
EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation).

These Regulations are made pursuant to powers conferred on the Minister for Further and Higher Education, Research, Innovation and Science under the Student Support Act 2011 and the Further and Higher Education, Research, Innovation and Science (Transfer of Departmental Administration and Ministerial Functions) Order 2020 (S.I. No. 451 of 2020). They prescribe “approved institutions”, “approved courses” and “classes of persons” for the purposes of that Act.

These Regulations may be cited as the Student Support Regulations 2023.